

FIRST REGULAR SESSION

HOUSE BILL NO. 301

92ND GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVES MUNZLINGER, BRINGER, HOBBS, QUINN (Co-sponsors),
MOORE, ENGLER, HOLAND, WALLACE AND JETTON.

Read 1st time January 28, 2003, and copies ordered printed.

STEPHEN S. DAVIS, Chief Clerk

0641L.011

AN ACT

To repeal section 59.041, RSMo, and to enact in lieu thereof one new section relating to recorders of deeds.

Be it enacted by the General Assembly of the state of Missouri, as follows:

Section A. Section 59.041, RSMo, is repealed and one new section enacted in lieu
2 thereof, to be known as section 59.041, to read as follows:

59.041. [1.] Notwithstanding the provisions of this chapter or chapter 478, RSMo, or
2 any other provision of law in conflict with the provisions of this section, in any county which
3 becomes a county of the second class after September 28, 1987, and wherein the offices of circuit
4 clerk and recorder of deeds are combined, such combination shall continue until the governing
5 body of the county authorizes the separation of the offices as provided in section 59.042.

6 [2. Notwithstanding the provisions of this chapter or chapter 478, RSMo, or any other
7 provision of law in conflict with the provisions of this section, in any county of the third
8 classification without a township form of government and having a population of more than
9 twenty-seven thousand six hundred but less than twenty-eight thousand six hundred and wherein
10 the offices of the district I circuit clerk and recorder of deeds are combined, the circuit court shall
11 appoint such circuit clerk ex officio recorder of deeds. The circuit court may recommend to the
12 governing body of such county whether the combined offices of the district I circuit clerk and
13 recorder of deeds should be separated pursuant to subsection 1 of section 59.042; provided
14 however, that if the governing body of such county authorizes the separation of offices and

EXPLANATION — Matter enclosed in bold faced brackets [thus] in this bill is not enacted and is intended to be omitted in the law. Matter in boldface type in the above law is new proposed language.

15 notwithstanding the provisions of subsection 2 of section 59.042, the office of district I clerk of
16 the circuit court shall remain appointed by the circuit court.]